



## Meeting Minutes City Council

City of Clear Lake Shores City Council meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary at 281-334-2799 or write to 1006 South Shore Drive, Clear Lake Shores, Texas 77565, at least 48 hours in advance of the meeting.

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Tuesday, April 5, 2016      7:00 pm      Clubhouse - 931 Cedar

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**Present:** Mayor Johnson, Mayor Pro-Tem Burns, Councilman Hoerner, Councilwoman Bailey, Councilwoman Fenwick, City Administrator George Jones, Chief Kenneth Cook, City Secretary Christy Stroup, Atty. Stephanie Kerian-Vaughn.

### 1. CALL TO ORDER & DETERMINATION OF QUORUM

*Mayor Johnson* called meeting to order at 7:00 pm.

### 2. PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA AND THE TEXAS FLAG

*Mayor Johnson* lead the Pledge of Allegiance to the Flag of the United States of America and the Texas Flag

### 3. PROCLAMATION: PROCLAIM THE MONTH OF MAY AS MOTORCYCLE SAFETY AND AWARENESS MONTH.

*Mayor Johnson* read proclamation allowed. Several Motorcycle Club Members were in the audience and accepted the proclamation

### 4. REPORTS FROM CITY COUNCIL:

**Councilwoman Bailey** - No report

**Councilman Hoerner** - No report

**Mayor Pro-Tem Burns** - No report

**Councilwoman Fenwick** - Attended the Bay Area Chapter Luncheon and spoke with Mayor Joyner of Kemah concerning the Hwy. 146 expansion. Kemah sent a letter to TxDOT stating their views on the expansion and the need for an exit so that Kemah does not get by-passed. Councilwoman Fenwick has requested a copy of the letter and is asking Clear Lake Shores to send a letter regarding the same.

**Mayor Johnson** - Chief Cook and Asst. Chief Donaldson are attending the annual Emergency Management Meeting this week.

### 5. STAFF REPORTS:

**City Administrator George Jones:** Sales tax revenue for the Month of February is up 6.44% over last year and Sales Tax revenue for the fiscal year is up 1.69%; Received from Centerpoint Gas and Centerpoint Electric notice of a rate increase; Landscaping around the pool is about to begin.

**Lt. Phil Gist:** Monthly Stat Report (see attached)

### 6. UNSCHEDULED VISITORS: Lynda Michaelski stated that she attended the Memorial Service for the 50th Anniversary of the Vietnam War that occurred last week in Seabrook. She is asking the City of Clear

Lake Shores to consider some sort of a permanent Memorial for the Island past, present and future service men and women.

**7. CONSENT AGENDA:**

- a. Check Register: Feb. 02.25.16 thru 03.30.16
- b. Minutes from Regular Meeting held March 1, 2016
- c. Minutes from Special Meeting held March 23, 2016
- d. Quarterly Investment Report ending Dec. 31, 2015
- e. Certificate of Unopposed Candidates for May 7, 2016 General Election

**Councilwoman Bailey** made motion to approve consent agenda  
**Motion was second**

**MOTION PASSED UNANIMOUS**

**8. DISCUSSION ONLY:**

- a. **Update from City Attorney on contract agreement with Sidewalk Brands, LLC d.b.a. Okie's Courtyard.**

Stephanie Kerian-Vaughn with Olson & Olson stated that contract is in the hands of Kim Mickelson, attorney for Olson & Olson and that she is reviewing and making some recommended changes and will have the contract back to the City by the end of next week.

- b. **Update from City Attorney on the Mayor's topic of Clear Lake Shores ETJ.**

Stephanie Kerian-Vaughn with Olson & Olson stated that after reviewing all documents submitted and previous records with the County that the ETJ is correct as it stands.

**9. COUNCIL BUSINESS - Discussion and possible action may be taken on the following items:**

- a. **Ordinance 2015-20: An Ordinance adopting amendment no. 5 to the original budget of the City of Clear Lake Shores, Texas for the fiscal year 2014-15, adjusting amounts in the expenditure accounts of the General Fund Public Safety Department; containing findings; providing for severability; and providing other details relating thereto.**

**Councilwoman Fenwick** made motion to approve Ordinance 2015-20  
**Motion was second**

**MOTION PASSED UNANIMOUS**

- b. **Presentation of the audited financial statements for the fiscal year ended September 30, 2015.**

Stephanie Harris with Belt, Harris & Pechacek, LLLP presented Annual Audit for Fiscal Year ended September 30, 2015.

- c. **Introduction of Kevin Harrell and approval of his employment as City Building Official/Code Enforcement Officer of the City of Clear Lake Shores.**

**City Administrator George Jones** introduced Mr. Harrell to the City Council and Mayor.

**Councilwoman Fenwick** made motion to approve the employment of Kevin Harrell  
**Motion was second**

**MOTION PASSED UNANIMOUS**



- d. **Request to annex certain properties South of FM 2094, directing staff to proceed with the preparation of a service plan and statutory procedures.**

*Councilman Hoerner* made motion to approve staff to proceed with preparation  
Motion was second

**MOTION PASSED UNANIMOUS**

- e. **Appoint Alex Scanlon to fill vacancy on the Zoning Board of Adjustments.**

*Councilman Hoerner* made motion to appoint Alex Scanlon to ZBOA  
Motion was second

**MOTION PASSED UNANIMOUS**

- f. **Resolution 2016-04: A Resolution of the City Council of the City of Clear Lake Shores, Texas, authorizing the Galveston County Mosquito Control District Aerial Spraying for the Abatement of Mosquitoes.**

*Councilwoman Fenwick* made motion to approve Resolution 2016-04  
Motion was second

**MOTION PASSED UNANIMOUS**

- g. **Ordinance 2016-06: An Ordinance adopting amendment no. 1 to the original budget of the City of Clear Lake Shores, Texas for the fiscal year of 2015-16, providing for a supplemental appropriation to the General Fund Police Department.**

*Councilman Hoerner* made motion to approve Ordinance 2016-06  
Motion was second

**MOTION PASSED UNANIMOUS**

- h. **Award of the street bid for street construction to the low bidder, D & W Construction in the amount of \$636,985.00. This includes the base bid plus alternate 1. (Cobb Findley recommendation letter)**

*Councilwoman Fenwick* made motion to accept bid from D & W Construction  
Motion was second

**MOTION PASSED UNANIMOUS**

- i. **Approve a change order for the bid from D & W Construction in the amount of \$25,120.00 (Cobb Findley recommendation letter)**

*Councilman Hoerner* made motion to approve change order  
Motion was second

**MOTION PASSED UNANIMOUS**

- j. **Extension of contract with Crowder-Gulf for debris removal in the event of a natural disaster requiring debris removal contractor.**

*Councilwoman Fenwick* made motion to extend contract  
Motion was second

**MOTION PASSED UNANIMOUS**

- k. **Approval of contract with Gulf Coast Aquatics for lifeguard and maintenance services at the Clear Lake Shores Municipal Pool for 12 months beginning May 1, 2016.**

*Councilman Bailey* made motion to approve contract  
Motion was second

**MOTION PASSED UNANIMOUS**

- l. **Resolution 2016-05: A resolution of the City of Clear Lake Shores declaring unopposed candidates in the May 7, 2016 General City Election, elected to office; cancelling the election; providing a severability clause; and providing for an effective date.**

*Councilwoman Bailey* made motion to accept resolution  
Motion was second

**MOTION PASSED UNANIMOUS**

- m. **EXECUTIVE SESSION: Pursuant to the Open Meetings Act, Chapter 551 Texas Government Code Sec. 551.072: a closed session to deliberate the purchase, exchange, lease or value of real property.**

Adjourned to Executive Session : 8:01 pm  
Reconvened from Executive Session: 8:22 pm

- n. **Action from EXECUTIVE SESSION: Pursuant to the Open Meetings Act, Chapter 551 Texas Government Code Section 5510.72: To take action if any, on item discussed in Executive Session - deliberation of the purchase, exchange, lease or value of real property.**

*Councilwoman Fenwick* made motion to authorize the City Administrator to work with our real estate agent on property in question to negotiate finance options.  
Motion was second

**MOTION PASSED UNANIMOUS**

9. **Adjournment: 8:23 pm**

4-19-16  
Date Approved

*Vern Johnson*  
Vern Johnson, Mayor

Attest: *Christy Stroup*  
Christy Stroup, City Secretary

